

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES : CRIMINAL ACTION
: NO. 09-733-01
v. :
: CIVIL ACTION
JONATHAN COBB : NO. 13-4754
:
:

O R D E R

AND NOW, this **9th** day of **September, 2014**, upon
consideration of Petitioner's pro se Motion to Vacate, Set
Aside, or Correct his sentence pursuant to 28 U.S.C. § 2255 (ECF
No. 221) and for the reasons set forth in the accompanying
memorandum, it is hereby **ORDERED** that the motion is **GRANTED in**
part and **DENIED in part** as follows:

- (1) The Court **shall hold an evidentiary hearing** as to only
Petitioner's claim of ineffective assistance due to
Counsel's failure to inform Petitioner of the option,
and benefits, of entering an open plea;¹
- (2) The balance of Petitioner's § 2255 claims are **DENIED**;
and
- (3) At the conclusion of the evidentiary hearing, the
Court will determine whether a certificate of

¹ An appropriate order follows providing the date and time of the
evidentiary hearing, and for appointment of counsel for Petitioner.

appealability shall issue as to any of the
petitioner's claim.

AND IT IS SO ORDERED.

/s/ Eduardo C. Robreno
EDUARDO C. ROBRENO, J.